



Attorney's Docket No. 00-0564.56/US

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Sanderson, L. Wayne §  
Hayes, Jack L. §  
Application No.: 09/818,975 § Group/Art Unit:  
Filed: March 27, 2001 § Examiner:  
For: *Loss Compensating Optical Splitter* §

**Box Missing Parts**  
**Assistant Commissioner for Patents**  
**Washington, D.C. 20231**

**COMPLETION OF FILING REQUIREMENTS**  
**-- NON-PROVISIONAL PATENT APPLICATION**

- I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed May 4, 2001.

A copy of the Notice to File Missing Parts of Application -- Filing Date Granted (Form PTO-1533) is enclosed.

**DECLARATION OR OATH**

- II. No Declaration or Oath was filed. Enclosed is the original Declaration or Oath for this Application.

**SMALL ENTITY STATUS**

- III. Applicant claims small entity status. See 37 C.F.R. § 1.27.

**COMPLETION FEES**

- IV. 1. Filing Fee  
Original Patent Application (37 C.F.R. § 1.16(a)) \$355.00
2. Fee for Claims  
Each independent claim in excess of 3 (37 C.F.R. § 1.16(b)) \$ 80.00
3. Surcharge Fees  
Late payment of filing fee and/or late filing of original  
declaration or oath (37 C.F.R. § 1.16(e)) \$ 65.00

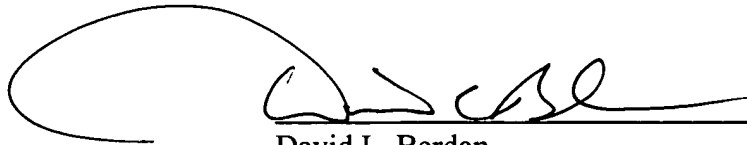
**Total Completion Fees**

**\$500.00**

**AUTHORIZATION TO CHARGE ADDITIONAL FEES**

- V. The Commissioner is hereby authorized to charge any additional fees required under 37 C.F.R. § 1.16 and 1.17 to Deposit Account Number 50-0686, in the name of Lanier Ford Shaver & Payne P.C.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'David L. Berdan', is written over a horizontal line. To the left of the signature is a large, loopy flourish.

David L. Berdan  
Registration No. 41,614  
Lanier Ford Shaver & Payne P.C.  
Customer No. 021491  
P.O. Box 2087  
200 West Side Square, Suite 5000  
Huntsville, Alabama 35804  
Phone: 256-535-1100



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## UNITED STATES PATENT AND TRADEMARK OFFICE

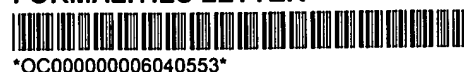
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/818,975	03/27/2001	L. Wayne Sanderson	00-0564-56/US

CONFIRMATION NO. 9279

21491  
LANIER FORD SHAVER & PAYNE  
P O BOX 2087  
HUNTSVILLE, AL 35804

## FORMALITIES LETTER



\*OC000000006040553\*

Date Mailed: 05/04/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$80.
  - \$80 for 2 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 500.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/30/2001 AUSTIN1 00000032 09818975  
01 FC:201 355.00 00  
02 FC:202 80.00 00  
03 FC:205 65.00 00



Practitioner's Docket No. 00-0564.56/US

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Sanderson, L. Wayne §  
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Application No.: 09/818,975 § Group/Art Unit:  
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For: *Loss Compensating Optical Splitter* §

**BOX MISSING PARTS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))**

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: May 22, 2001

**FACSIMILE**

☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

David L. Berdan

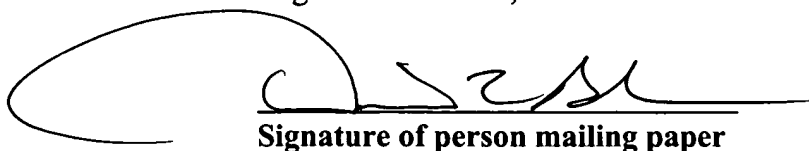
(type or print name of person certifying)

**Applicant, by and through his attorney, hereby submits the following documents:**

1. Fee Transmittal (w/1 copy);
2. Completion of Filing Requirements -- Non-Provisional Patent Application (with a copy of the Notice to File Missing Parts mailed May 4, 2001);
3. Declaration and Oath;
4. Statement Under 37 C.F.R. 3.73(b);
5. Copy of Assignment;
6. Power of Attorney;

8. Check in the amount of \$500.00; and
9. Return Receipt Postcard.

Respectfully submitted,  
David L. Berdan  
Registration No. 41,614

A handwritten signature in black ink, consisting of a large, sweeping loop followed by several smaller, stylized strokes, ending in a horizontal line.

Signature of person mailing paper



PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL**  
**for FY 2001**

Patent fees are subject to annual revision

**Complete if Known**

Application Number	09/818,975
Filing Date	27-Mar-2001
First Named Inventor	Sanderson L. Wayne
Examiner Name	
Group Art Unit	
Attorney Docket No.	00-0564-56/US

**TOTAL AMOUNT OF PAYMENT** (\$500.00)**METHOD OF PAYMENT**1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:Deposit  
Account  
Number

50-0686

Deposit  
Account  
Name

Lanier Ford Shaver &amp; Payne PC

Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17Applicant claims small entity status.  
See 37 CFR 1.272. ☒ **Payment Enclosed:**

Check



Credit Card

Money  
Order

Other

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Code	Small Entity Code	Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	FEE PAID
101	710	201	355	Utility filing fee	355.00
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

**SUBTOTAL (1)** (\$355.00)**2. EXTRA CLAIM FEES**

Large Entity Code	Small Entity Code	Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	FEE PAID
103	18	203	9	Claims in excess of 20	
102	80	202	40	Independent claims in excess of 3	
104	270	2074	135	Multiple dependent claim, if not paid	
109	80	209	40	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

**SUBTOTAL (2)** (\$80.00)

\*\*or number previously paid, if greater; FOR Reissues, see above

**3. ADDITIONAL FEES**

Fee Code	Large Entity Fee (\$)	Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	65.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	242	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17 (q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	720	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for Expedited examination of a design application	
Other fee (specify)				3 additional copies of patent	

Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$65.00)**SUBMITTED BY**

Name (Print/Type)

David L. Berdan

Registration No.  
(Attorney/Agent)

41,614

**Complete (if applicable)**

Telephone

(256)535-1100

Signature

Date

May 22, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231